



DEPARTMENT OF HEALTH & HUMAN SERVICES

Centers for Medicare &  
Medicaid Services

Refer to DMCH: SJ

Region II  
Federal Building  
26 Federal Plaza  
New York, N.Y. 10278

July 06, 2010

Donna Frescatore  
Deputy Commissioner  
New York State Department of Health  
Corning Tower  
Empire State Plaza  
Albany, New York 12237

Dear Commissioner Frescatore:

This is to notify you that New York State Plan Amendment (SPA) #07-33 has been approved for adoption into the State Medicaid Plan with an effective date of July 1, 2007. The SPA provides for the continuation of providing adjustments to the rates of certain freestanding diagnostic and treatment centers, for the purpose of improving recruitment and retention for non-supervisory workers or workers with direct patient care responsibility.

This SPA approval consists of 2 Pages. We are approving the following Pages which were submitted with the State's June 9, 2010 electronic submission to the CMS SPA Mailbox: Attachment 4.19-B-Pages 2(c)(vii), and 2(c)(viii). At that time, New York requested that these 2 Pages replace the Pages 2(c)(vii) and 2(c)(viii) which were originally provided with its SPA submission of September 27, 2007. This approval is for the 2 newly submitted Pages.

This amendment satisfies all of the statutory requirements at sections 1902(a)(13) and (a)(30) of the Social Security Act, and the implementing regulations at 42 CFR 447.250 and 447.272. Enclosed are copies of the SPA #07-33 and the HCFA-179, as approved.

If you have any questions or wish to discuss this SPA further, please contact Michael Melendez or Shing Jew of this office. Mr. Melendez may be reached at (212) 616-2430, and Mr. Jew's telephone number is (212) 616-2426.

Sincerely,

Sue Kelly  
Associate Regional Administrator  
Division of Medicaid and Children's Health

Enclosure: SPA #07-33  
HCFA-179 Form

CC: JUlberg  
PMossman  
SIrwin  
SGaskins  
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